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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ALEXEY STEPANOV,)	No. C07-2492 RS
)	
Plaintiff,)	JOINT REQUEST TO BE EXEMPT FROM
)	FORMAL ADR PROCESS
v.)	
)	
MICHAEL CHERTOFF, Secretary,)	
Department of Homeland Security; et al.,)	
)	
Defendants.)	

Each of the undersigned certifies that he or she has read either the handbook entitled “Dispute Resolution Procedures in the Northern District of California,” or the specified portions of the ADR Unit’s Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to Plaintiff’s request that this Court compel Defendants to adjudicate the applications for adjustment of status. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be

PARTIES’ JOINT REQUEST FOR EXEMPTION
C07-2492 RS

1 removed from the ADR Multi-Option Program and that they be excused from participating in the
2 ADR phone conference and any further formal ADR process.

3 Dated: July 25, 2007

Respectfully submitted,

4 SCOTT N. SCHOOLS
5 United States Attorney

6 /S/
7 MELANIE L. PROCTOR¹
8 Assistant United States Attorney
9 Attorneys for Defendants

8 Dated: July 25, 2007

9 /S/
10 JUDITH MICHAELS MORROW
11 Attorney for Plaintiff

12 **ORDER**

13 Pursuant to stipulation, IT IS SO ORDERED.

14 Date:

15 RICHARD SEEBORG
16 United States Magistrate Judge

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28 ¹I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any
signatures indicated by a “conformed” signature (/S/) within this efiled document.